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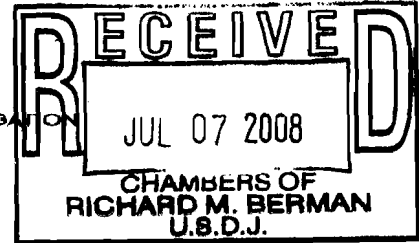
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VIA FAX

July 7, 2008

Honorable Richard M. Berman
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

MEMO ENCLOSED

Re: Elsevier, Inc. et. al. v. Arjun Sagar, et.
al., 08-CV-4960

Judge Berman:

Further to my telephone call to chambers, my office was retained late this afternoon to represent Defendants in the above-referenced action.

I have just been advised that a Conference has been scheduled for tomorrow morning, Tuesday, July 8, 2008 at 9:30am, and I am unable to appear for same. As such, I respectfully request an adjournment of the Conference. Such would also provide time for counsel to confer regarding the Case Management Plan and discuss settlement possibilities.

I have contacted Plaintiff's attorney, William Dunnegan, and opposing counsel has consented to an adjournment.

Should you require any additional information, please contact me at (631) 727-3400.

<u>Application granted. Conference</u> <u>adjourned to 7/31/08 at 9:00 a.m.</u>	
SO ORDERED: Date: <u>7/7/08</u>	<u>Richard M. Berman</u> Richard M. Berman, U.S.D.J.

Respectfully submitted,

Todd Wengrovsky
Todd Wengrovsky

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>7/7/2008</u>
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